

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.16843 of 2021

1. Mamata Patra

2. Dillip Kumar Patra

....

Petitioners

Mr.S.K. Dwibedi, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr.A.K. Beura,

Addl. Standing Counsel

**CORAM:
JUSTICE S.K. SAHOO**

**ORDER
27.01.2022**

Order No.

01. This matter is taken up through video conferencing.

Heard learned counsel for the petitioners and learned counsel for the State.

Learned counsel for the petitioners has filed a memo enclosing the copy of the F.I.R. in Court today, which is taken on record.

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Badasahi P.S. Case No. 254 of 2021 corresponding to C.T. Case No. 944 of 2021 pending in the Court of learned J.M.F.C., Betnoti for commission of alleged offences under sections 341, 294, 323, 354, 354B, 509, 506/34 of the Indian Penal

Code.

Learned counsel for the petitioners submitted that it is a case and counter case and at the instance of the petitioner no.1, the case has been instituted in Badasahi Police Station against the informant Bhagyashree Mohapatra and the informant has sustained simple injuries and therefore, the prayer for anticipatory bail may be favourably considered.

Learned counsel for the State opposed the prayer for anticipatory bail.

Considering the submissions made by the learned counsel for the respective parties, the background of the case and the fact that the offences are triable by Magistrate, I am inclined to release the petitioners on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioners in connection with the aforesaid case, they shall be released on bail on furnishing bail bond of Rs.10,000/-(rupees ten thousand) each with two sureties each for the like amount to the satisfaction of the arresting officer with further conditions that they shall make themselves available for interrogation by the I.O. as and when required and they shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing any facts to the Courts or to the Investigating Officer.

Violation of any of the above conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Parties may utilize the soft copy of this order available in the High Court's website or print out thereof at par with certified copy in the manner prescribed vide office order dated 7th January 2022.

(S.K. Sahoo)
Judge

PKSahoo

